



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,414	03/01/2004	Chad A. Mirkin	083847-0235

22428  
 FOLEY AND LARDNER  
 SUITE 500  
 3000 K STREET NW  
 WASHINGTON, DC 20007



CONFIRMATION NO. 4969

## FORMALITIES LETTER



\*OC000000012710797\*

Date Mailed: 05/19/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$2762** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$3662** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

09/20/2004 FMETEKI1 00000073 10788414

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1202	2160.00 OP
04 FC:1201	602.00 OP

- Total additional claim fee(s) for this application is **\$2762**
  - **\$602** for **7** independent claims over 3.
  - **\$2160** for **120** total claims over 20.

Replies should be mailed to:    Mail Stop Missing Parts  
   Commissioner for Patents  
   P.O. Box 1450  
   Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

UG

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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



Atty. Dkt. No. 083847-0235

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Chad A. MIRKIN et al.  
Title: PEPTIDE AND PROTEIN ARRAYS AND DIRECT-WRITE  
LITHOGRAPHIC PRINTING OF PEPTIDES AND PROTEINS  
Appl. No.: 10/788,414  
Filing Date: 3/1/2004  
Art Unit: 1641

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed May 19, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

[ X ] Declaration and Power of Attorney (21 pages)

Any attached specification is a copy of the specification and any amendments thereto which were filed in the U.S. Patent and Trademark Office in order to obtain a filing date for the application.

[ X ] Return Copy of Notice to File Missing Parts

[ X ] Supplemental Application Data Sheet (6 pgs.)

[ X ] Information Disclosure Statement

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

09/20/2004 FHETEKI1 00000073 10788414

05 FC:1252

420.00 0P

- ☐ Extension for response filed within the first month  
☒ Extension for response filed within the second month  
☐ Extension for response filed within the third month  
☐ Extension for response filed within the fourth month  
☐ Extension for response filed within the fifth month

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total	140	- 20	= 120	x \$18.00	= \$2,160.00
Claims:					
Independents:	10	- 3	= 7	x \$86.00	= \$602.00
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee				+ \$130.00	= \$130.00
[ X ] Extension fee for response filed within the second month:				+ \$420.00	= \$ 420.00
				SUBTOTAL:	= \$4,082.00
[ X ] Small Entity Fees Apply (subtract ½ of above):					= \$0.00
				TOTAL FILING FEE:	= \$4,082.00
				TOTAL FEE	= \$4,082.00
Difference to pay:				- \$0.00	- \$4,082.00

[ X ] Check in the amount of \$ 4,082.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

[ ] Please charge Deposit Account No. 19-0741 in the amount of \$0.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 16, 2004

By J. Steven Rutt

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J. Steven Rutt  
 Attorney for Applicant  
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